



2643

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 17, 2004.

6/17/04

Kurt A. Summe, Reg. No. 36,023

Date

PATENT
ANCO-22US/119

Applicant : Mano D. Judd et al. Art Unit: 2643
Serial No. : 09/960,460 Examiner: George Eng
Filed : September 20, 2001
For : METHOD AND APPARATUS FOR BAND-TO-BAND TRANSLATION
IN A WIRELESS COMMUNICATION SYSTEM

Cincinnati, Ohio 45202

June 17, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

JUN 25 2004

Technology Center 2600

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

In response to the Restriction Requirement set forth in the Office Action mailed May 25, 2004, the Applicant hereby elects the claims of Group 1 including claims 1-28, 36-47, and 53-55. Such an Election is with traverse, as the remaining claims of Group 2, including claims 29-35 and 48-52, while distinct from the Group 1 claims, are related as a combination/subcombination, as noted by the Examiner.

Furthermore, as noted by the Examiner, the inventions are in the same class, but only in different subclasses. As such, it would not be overburdensome to search and examine all the claims in the single application.

Therefore, the Applicant respectfully requests that the Restriction Requirement be withdrawn and that all the claims proceed to prosecution, but provisionally elects claims 1-28, 36-47, and 53-55 in Group 1.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

A handwritten signature in black ink, appearing to read "Kurt A. Summe", is written over a horizontal line.

Kurt A. Summe
Reg. No. 36,023

2700 Carew Tower
Cincinnati OH 45202
(513) 241-2324
(513) 421-7269 (facsimile)